

<p style="text-align: right;">Page 1</p> <p style="text-align: center;">IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF MISSOURI EASTERN DIVISION</p> <p>A.O.A., et al.,</p> <p>Plaintiffs,</p> <p>vs. No. 4:11-cv-00044-CDP</p> <p>DOE RUN RESOURCES CORPORATION, et al.,</p> <p>Defendants.</p> <p>Volume 1 VIDEOTAPED Deposition of WILLIAM BANNER, M.D., Ph.D. Taken on March 2nd, 2020</p>	<p style="text-align: right;">Page 2</p> <p style="text-align: center;">IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF MISSOURI EASTERN DIVISION</p> <p>1 2 3 4 5 A.O.A., et al., 6 7 Plaintiffs, 8 9 vs. No. 4:11-cv-00044-CDP 10 11 DOE RUN RESOURCES 12 CORPORATION, et al., 13 14 Defendants. 15 16 VIDEOTAPED DEPOSITION OF WILLIAM 17 BANNER, M.D., Ph.D., taken on behalf of the 18 Plaintiffs, at the offices of Lewis Rice LLC, 19 600 Washington Avenue, Suite 2500, St. Louis, 20 Missouri, on the 2nd day of March, 2020, before 21 Gretta G. Cairatti, RPR, CRR, MO-CCR #790, IL-CSR 22 #084-003418. 23 24 25</p>
<p style="text-align: right;">Page 3</p> <p>1 APPEARANCES OF COUNSEL: 2 3 FOR THE PLAINTIFFS: 4 KRISTINE K. KRAFT, ESQ. 5 ELIZABETH M. WILKINS, ESQ. 6 Schlichter, Bogard & Denton, LLP 7 100 South Fourth Street, Suite 1200 8 St. Louis, MO 63102 9 314/621-6115 10 kkraft@uselaws.com 11 bwilkins@uselaws.com 12 13 FOR THE DEFENDANTS THE RENCO GROUP, INC., et al.: 14 GEOFFREY M. DRAKE, ESQ. 15 MARK SENTENAC, ESQ. 16 King & Spalding 17 1180 Peachtree Street, N.E. 18 Atlanta, GA 30309-3521 19 404/572-4726 20 gdrake@kslaw.com 21 msentenac@kslaw.com 22 23 24 25</p>	<p style="text-align: right;">Page 4</p> <p>1 APPEARANCES (CONTINUED): 2 3 FOR THE DEFENDANTS THE DOE RUN RESOURCES 4 CORPORATION, et al.: 5 THOMAS P. BERRA, JR., ESQ. 6 Lewis, Rice & Fingersh, L.C. 7 600 Washington, Suite 2500 8 St. Louis, MO 63101 9 314/444-7600 10 tberra@lewisrice.com 11 AND 12 CRYSTAL A. SALING, ESQ. 13 Associate General Counsel 14 The Doe Run Company 15 1801 Park 270 Drive, Suite 300 16 St. Louis, MO 63146 17 314/453-7681 18 csaling@doerun.com 19 20 21 22 23 24 25</p>

<p style="text-align: right;">Page 37</p> <p>1 call that. It was a grilled Caesar salad and</p> <p>2 conversation but perhaps more detail than you</p> <p>3 wished.</p> <p>4 Q I'm just interested in your discussions</p> <p>5 regarding preparing for the case.</p> <p>6 A We -- we --</p> <p>7 MR. DRAKE: Not what you ate.</p> <p>8 THE WITNESS: Not what I ate? Okay. Sorry.</p> <p>9 The -- yeah, we -- we talked a little bit</p> <p>10 but it was nothing -- it was mostly conversation.</p> <p>11 QUESTIONS BY MS. KRAFT:</p> <p>12 Q And did you also have conversations over the</p> <p>13 telephone with the attorneys in preparation for your</p> <p>14 deposition?</p> <p>15 A We had a few short conversations about, you</p> <p>16 know, Send me this article, send me that article;</p> <p>17 kind of thing but -- a follow-up on some of our</p> <p>18 in-person meetings.</p> <p>19 Q And what is your billable rate for meeting</p> <p>20 with the attorneys for preparing for your</p> <p>21 deposition?</p> <p>22 A I charge \$500 an hour for all the activities</p> <p>23 that I do.</p> <p>24 Q All right. Just to be clear, the \$500 an</p> <p>25 hour applies to any work that you do in this case,</p>	<p style="text-align: right;">Page 38</p> <p>1 whether it's meeting with attorneys, or giving</p> <p>2 depositions, or the IMEs; is that correct?</p> <p>3 A Correct.</p> <p>4 Q Okay. There's no variance to that billable</p> <p>5 rate in any respect?</p> <p>6 A Unless I'm working on the case, I don't</p> <p>7 charge for travel time, if that's what you mean. I</p> <p>8 don't ...</p> <p>9 Q Okay.</p> <p>10 A But actual working time.</p> <p>11 Q I'm going to ask you a few questions now</p> <p>12 about your CV. And if you need to look at your CV,</p> <p>13 it is contained in Exhibit 1 towards the end.</p> <p>14 There's a tab that says CV; okay?</p> <p>15 A Sure.</p> <p>16 Q So first of all you indicated that you're</p> <p>17 retired from Baptist INTEGRIS Medical Center in</p> <p>18 Oklahoma City. Correct so far?</p> <p>19 A I'm part-time.</p> <p>20 Q Okay. Could you just explain that</p> <p>21 generally, like --</p> <p>22 A Well, you know, nowadays there's no</p> <p>23 retirement, per se, you know. And so I just</p> <p>24 switched my contract from full-time to part-time</p> <p>25 and that allows me -- these guys are friends of</p>
<p style="text-align: right;">Page 39</p> <p>1 mine, both of them have a day planned on something,</p> <p>2 I can go down and still do it. I'll do two days in</p> <p>3 March, for example, that I will -- will work in the</p> <p>4 intensive care unit on kind of a per diem basis.</p> <p>5 Q Okay. And how long have you had that</p> <p>6 arrangement, this part-time arrangement?</p> <p>7 A Since July 1st.</p> <p>8 Q July 1st of 2019?</p> <p>9 A Yes, ma'am. Sorry.</p> <p>10 Q And since July 1st of 2019, please describe,</p> <p>11 generally, the time -- the amount of time you spend</p> <p>12 on a part-time basis there.</p> <p>13 A I did a couple of days over fall break,</p> <p>14 like, a long weekend at fall break. And then there</p> <p>15 was a family, a death in the family of one of them,</p> <p>16 and I went down and covered for a day. And then</p> <p>17 two -- I think there may have been a day in January,</p> <p>18 and then two days in March. So it's -- it's fairly</p> <p>19 infrequent. I don't -- don't wish to do too much.</p> <p>20 Q So are you more so on, like, an on-call or</p> <p>21 as needed basis as opposed to a regular set of</p> <p>22 reduced hours?</p> <p>23 A Yes. Yes. It's called occasional</p> <p>24 part-time. It's OPT.</p> <p>25 Q Okay. And you began at the Medical Center</p>	<p style="text-align: right;">Page 40</p> <p>1 in 2009; is that correct?</p> <p>2 A That's correct. We went from St. Francis in</p> <p>3 Tulsa to INTEGRIS Baptist.</p> <p>4 Q And would you provide us with an overview of</p> <p>5 the nature of your role at Baptist INTEGRIS Medical</p> <p>6 Center since 2009?</p> <p>7 A I was an attending physician. I had some</p> <p>8 administrative responsibilities for, like, a</p> <p>9 hospitalist service, but mostly I was in the</p> <p>10 intensive care unit and also on the general</p> <p>11 pediatric floor for part of that time when they</p> <p>12 needed help. But primarily an attending physician,</p> <p>13 there were two, and we covered 24/7 for all ICU</p> <p>14 admissions and critical care for children.</p> <p>15 Q Did you also have a follow-up clinical</p> <p>16 practice for any of the patients you saw at the</p> <p>17 hospital?</p> <p>18 A Not generally speaking, no. They come in</p> <p>19 with a primary care provider and we would -- would</p> <p>20 give them follow-up instructions.</p> <p>21 There were a few patients that I saw, for</p> <p>22 example, with lead poisoning, and -- and saw them as</p> <p>23 outpatients in follow-up just because there was</p> <p>24 nobody, really -- nobody else to do it, so ...</p> <p>25 Q And so those few patients -- let's see, the</p>